

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

ZACH McQUEEN and FRED
KRAUTKRAMER, individually and on
behalf of others similarly situated,

Plaintiffs,

vs.

YAMAHA MOTOR CORPORATION,
U.S.A.,

Defendants.

Civ. No.: 19-cv-2559 (DWF/BRT)

**STIPULATION TO FILE THIRD
AMENDED COMPLAINT**

WHEREAS, on January 15, 2020, Plaintiffs Zach McQueen and Fred Krautkramer (collectively, “Plaintiffs”), filed a Second Amended Complaint [Dkt. No. 21];

WHEREAS, on October 5, 2020, Defendant Yamaha Motor Corporation, U.S.A, (“Defendant” or “Yamaha”), filed an Answer to the Amended Complaint [Dkt. No. 48];

WHEREAS, on October 26, 2020, the Court entered an Amended Pretrial Scheduling Order [Dkt. No. 53], setting a deadline for Plaintiffs to add additional parties and claims by January 4, 2021;

WHEREAS, on January 4, 2021, Plaintiffs filed a Motion for Leave to File a Third Amended Complaint, along with supporting documentation [Dkt. Nos. 55–59];

WHEREAS, on January 11, 2021, the Court held a telephonic meeting to discuss the proposed Third Amended Complaint, where the parties agreed to stipulate to its filing and render moot Plaintiffs’ Motion for Leave [Dkt. Nos. 55–59];

THEREFORE, Plaintiffs and Yamaha hereby stipulate to Plaintiffs filing the proposed **Third Amended Complaint** pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure.

Dated: January 15, 2021

Respectfully submitted,

GUSTAFSON GLUEK PLLC

By: s/ David A. Goodwin
David A. Goodwin (#386715)
Daniel C. Hedlund (#258337)
Ling S. Wang (#399447)
Canadian Pacific Plaza
120 South Sixth Street, Suite 2600
Minneapolis, Minnesota 55402
Tel: (612) 333-8844
Facsimile: (612) 339-6622
dgoodwin@gustafsongluek.com
dhedlund@gustafsongluek.com
lwang@gustafsongluek.com

Matthew D. Schelkopf
(admitted *pro hac vice*)
Joseph B. Kenney
(admitted *pro hac vice*)
SAUDER SCHELKOPF
1109 Lancaster Avenue
Berwyn, PA 19312
Tel: (610) 200-0581
Facsimile: (610) 421-1326
mds@sstrial lawyers.com
jbk@sstrial lawyers.com

Attorneys for Plaintiffs

GIBSON, DUNN & CRUTCHER LLP

Dated: January 15, 2021

By: s/ Timothy W. Loose
Timothy W. Loose (*pro hac vice*)
tloose@gibsondunn.com

Theane Evangelis (*pro hac vice*)
tevangelis@gibsondunn.com
333 South Grand Avenue
Los Angeles, California 90071-3197
Telephone: (213) 229-7000
Facsimile: (213) 229-7520

MASLON LLP

Bryan R. Freeman (MN #0387154)
bryan.freeman@maslon.com
Thomas R. Pack (MN #0398897)
thomas.pack@maslon.com
3300 Wells Fargo Center
90 South Seventh Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 672-8344
Facsimile: (612) 642-8344

*Attorneys for Defendant
Yamaha Motor Corporation, U.S.A.*